

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

FEDELITA OSBSUNA and JACINTO  
OBSUNA,

Plaintiffs,

v.

AMERICAN GENERAL FINANCE  
SERVICES, et al.,

Defendants.

Case No.: 11-CV-00219-LHK

ORDER ADOPTING REPORT AND  
RECOMMENDATION DENYING  
REQUEST FOR TEMPORARY  
RESTRAINING ORDER

On January 20, 2011, this matter was reassigned pursuant to a declination to proceed before Magistrate Judge Grewal, to whom this case was initially assigned. In the Order reassigning the case, Judge Grewal issued a Report and Recommendation that the Plaintiffs' request for a Temporary Restraining Order or TRO (included in the complaint) be denied, because Plaintiffs failed to comply with Fed. R. Civ. P. 65. The Court has reviewed the facts and law recited in the Report and Recommendation and agrees that in light of Plaintiffs' failure to show irreparable injury, an ex parte TRO cannot issue. Therefore, Plaintiffs' request for a TRO is denied without prejudice.

**IT IS SO ORDERED.**

Dated: January 27, 2011

  
LUCY H. KOH  
United States District Judge